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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/848,047	05/03/2001	Viktor Ivanovich Petrik	101209.0002US1	5580

34284 7590 01/05/2005

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EXAMINER

CINTINS, IVARS C

ART UNIT	PAPER NUMBER
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1724

DATE MAILED: 01/05/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20050103

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Commissioner for Patents

Art Unit: 1724

The amendment filed October 18, 2004 is both non-compliant and non-responsive.

The amendment is non-compliant because: (a) it contains the status identifier “new” for claims which have been previously presented (i.e. claims 35-51 submitted in the amendment filed June 25, 2004); and (b) it includes changes to previously presented claims (e.g. adding “for removal of a chemical pollutant ...” after “mixture” in the first line of claim 35) without utilizing underlining and strikethrough for these changes. See revised 37 CFR 1.121.

The amendment filed October 18, 2004 is also non-responsive because this amendment cancels all claims drawn to the elected invention (i.e. a method for removing chemical pollutants) and presents only claims drawn to a non-elected invention (see MPEP § 821.03). Applicant should note that a statement of intended use is not a product limitation; and therefore, product claims 35-51 are deemed to be directed to an invention that is independent or distinct from the invention originally claimed, as explained in the previous Office action.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, Applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to I. Cintins whose telephone number is (571) 272-1155. The examiner can normally be reached on Monday through Friday from 8:30 AM to 5:00 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Duane Smith, can be reached at (571) 272-1166.

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The centralized facsimile number for the USPTO is (703) 872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Ivars C. Cintins
Primary Examiner
Art Unit 1724

I. Cintins
January 3, 2005